



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service
Food and Drug Administration

c11727b

San Francisco District
1431 Harbor Bay Parkway
Alameda, California 94102-7070
Telephone: 510-337-6700

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

March 19, 1998

Our Reference No.: 29-50499

M.W. Worth, Acting CEO
Delta Air Lines, Inc
P.O. Box 20706
Atlanta, GA 30320

WARNING LETTER

Dear Mr. Worth:

On March 9, 1998 FDA Investigator Randall P. Zielinski conducted an inspection of the Delta Airlines commissary and watering point facility located at One Airport Drive, Gate 15 in Oakland, California, which provides beverage, snack and potable water service to aircraft at the Oakland Airport. Your operations at this site are in serious violation of the federal regulations for interstate conveyance sanitation, Part 1250 (21 CFR 1250), and Section 361 of the Public Health Service Act. Observations made by FDA investigator Zielinski were listed on the FDA 483, Inspectional Observations, and discussed with Mr. Steven J. Wilgenbush, Supervisor at the conclusion of the inspection.

Lack of adequate food protection was demonstrated by the following observations: Numerous small rodent pellets were observed on shelves holding beverage containers; the door leading to the beverage and snack storage room was left open, and has a one inch gap under it, which will allow rodents to enter the storage area even when closed; the potable water hose used to place drinking water on aircraft was being used by employees to wash their hands, as evidenced by a container of hand soap stored on the hose reel; the hose reel lacks a cabinet to protect it from environmental contamination in its outdoor location; a funnel used to fill the lavatory cart with deodorizing chemical was stored directly on top of the potable water hose reel. An employee at the location confirmed that the potable water hose is sometimes used to fill the lavatory service cart.

These conditions are likely to result in adulteration of foods and drinking water within the meaning of Sections 402(a)(3) and /or 402(a)(4) of the Food, Drug, and Cosmetic Act. Adulteration of food while held for sale after shipment in interstate commerce is prohibited by

Section 301(k) of the Act. Delivery of, or causing the delivery of adulterated foods into interstate commerce is prohibited by Section 301(a) of the Act. The failure to protect the potable water hose from contamination could lead to a serious disease outbreak aboard your firm's aircraft.

The findings were discussed with Mr. Steven J. Wilgenbush at the conclusion of the inspection, and copies of the FDA 483, Inspectional Observations, were provided to him. A copy of the FDA 483 is being provided to you for your information.

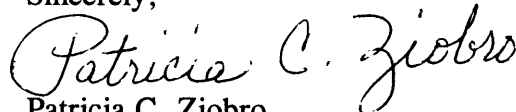
Based on these findings, your facility has been classified "Provisional". A Provisional classification means that if the deficiencies are not corrected within thirty (30) working days from the receipt of this notification, your facility will be placed on "Not Approved" status. A "Not Approved" status means that food, beverages and potable water will be prohibited from use by interstate conveyances at the Oakland airport.

Failure to take prompt corrective action may result in appropriate regulatory action, such as seizure and/or injunction without further notice. You should notify this office within fifteen (15) working days of the receipt of this letter of the specific steps you have taken to correct the violations. If corrective action cannot be completed within thirty (30) working days, cite the reason for the delay and the time by which the corrections will be completed. Your response should be sent to:

Randall P. Zielinski, CSO/ITS
U.S. Food and Drug Administration
1431 Harbor Bay Parkway
Alameda, CA 94502

You may wish to FAX your response to Mr. Zielinski at (510) 337-6703.

Sincerely,



Patricia C. Ziobro
District Director
San Francisco District

Enclosure: FDA 483

cc: Steven J. Wilgenbush, Supervisor
Delta Air Lines, Inc., Department 125
#1 Airport Drive Box 38
Oakland, CA 94621